

HOUSE BILL 1805
By Rinks

AN ACT to amend Tennessee Code Annotated, Title 62,
Chapter 5, relative to funeral establishments.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 62-5-313 (b), is amended by adding the following new items thereto:

(3) Each funeral establishment shall be located in a stand-alone, permanent building that will reasonably accommodate the general public for all standard and customary funeral services.

(4) The principal purpose of the funeral establishment facility shall be the conducting of funerals and shall have:

(A) An adequate area for visitations by persons who wish to see the deceased person or the family of the deceased person;

(B) An area for religious or meditative observance;

(C) Restroom facilities that will adequately accommodate the general public;

(D) An office;

(E) An area where persons can select funeral merchandise; and

(F) An area for parking motor vehicles with a minimum of twenty (20) parking spaces for motor vehicles.

(5) Each funeral establishment shall provide to the board proof of liability insurance of not less than one million dollars (\$1,000,000) for claims arising from the operation of the funeral establishment business.

(6) Each funeral establishment shall have at least one (1) motor vehicle for transporting a dead human body from the funeral establishment to the site of final disposition of such dead human body.

SECTION 2. Tennessee Code Annotated, Section 62-5-304, is amended by adding a new subsection thereto, as follows:

(c) Each person, firm, partnership, or corporation desiring to operate a branch shall use the parent location of the preparation and embalming of dead human bodies. A "branch location" means a funeral facility that provides limited funeral services, including the display and sale of funeral merchandise, the sale of funeral services, and an office for the conduct of funeral business that is open to the public.

SECTION 3. The board is authorized to promulgate rules and regulations pursuant to title 4, chapter 5, to implement the provision of this act, including fees relative to the licensing and regulation of branch locations.

SECTION 4. For the purpose of promulgating rules and regulations, this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect January 1, 2006, the public welfare requiring it.